

STATE OF INDIANA

COURT

In The Matter Of _____

Case No. _____

A Child Alleged to be a Delinquent Child

**PROSECUTOR'S MOTION FOR PRESUMPTIVE WAIVER OF JUVENILE
JURISDICTION OVER CHILD PREVIOUSLY CONVICTED OF FELONY
OR NON-TRAFFIC MISDEMEANOR**
[I.C. 31-30-3-6]

The State of Indiana, by the undersigned Deputy/Prosecuting Attorney, hereby alleges and represents to the Court as follows:

(1) That said child, _____, was born _____ and was under eighteen (18) years of age at the time of commission of the alleged offense.

(2) That said child is subject to the jurisdiction of the Juvenile Court herein by virtue of a Petition Alleging Delinquency filed on _____.

(3) That the act charged would be a felony if committed by an adult.

(4) That there is probable cause to believe said child committed said act.

(5) That on the _____ day of _____, 20____, in the _____ Court in the State of _____, said child was previously convicted of a felony or non-traffic misdemeanor, to-wit: *[State the felony or non-traffic misdemeanor and Class Felony/Misdemeanor here:]*

WHEREFORE, your petitioner requests that a hearing be set by the Court to determine whether juvenile jurisdiction should be waived herein, and that after said hearing that the Court waive juvenile jurisdiction over the offense charged herein to the _____ Court of _____ County, a Court that would have jurisdiction over the offense if that act were committed by an adult, and said waiver to be for the offense charged and any lesser included offense.

Dated: _____

Deputy/Prosecuting Attorney for the _____
Judicial Circuit of Indiana